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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

8 UNITED STATES OF AMERICA, et al.,
9 Plaintiffs,
10 v.
11 STATE OF WASHINGTON, et al.,
12 Defendants.

Case No. C70-9213

Sub-proceeding No. 17-sp-02

ORDER GRANTING LEAVE TO OPEN
NEW SUBPROCEEDING

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14 THIS MATTER comes before the Court for consideration upon the *Ex Parte* Motion of
15 the Muckleshoot Indian Tribe for an Order seeking leave to open a new subproceeding against
16 the Tulalip Tribes, the Suquamish Tribe, the Puyallup Tribe, the Squaxin Island Tribe of the
17 Squaxin Island Reservation (“Squaxin Island Tribe”), the Nisqually Tribe, the Swinomish Tribe
18 and the State of Washington. Dkt. #21518. A certification filed in support of the instant Motion
19 certifies that the parties have held a Meet and Confer and conducted unsuccessful mediation, in
20 compliance with the pre-filing requirements of Paragraph 25 of the Permanent Injunction, as
21 modified August 11, 1993 (Dkt. # 13599), and the Court’s Supplemental Order on Paragraph 25
22 Procedures (Dkt. # 19893). *Id.*

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24 Having considered the materials submitted in support of the Motion and the relevant
25 record, the Court hereby ORDERS that the Muckleshoot Indian Tribe is GRANTED leave to
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1 open a new subproceeding against the Tulalip Tribes, the Suquamish Tribe, the Puyallup Tribe,
2 the Squaxin Island Tribe of the Squaxin Island Reservation ("Squaxin Island Tribe"), the
3 Nisqually Tribe, the Swinomish Tribe and the State of Washington.

4 It is further ORDERED that the Clerk shall open this matter as a new subproceeding,
5 designated as Subproceeding 17-sp-02. The Muckleshoot Tribe shall then proceed with the
6 filing of its Request for Determination. All subsequent filings in the subproceeding shall be
7 filed in the main case, C70-9213RSM, as well as in the subproceeding.
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9 This Order does not constitute a finding that the dispute is within the Court's jurisdiction
10 under Paragraph 25 of the Permanent Injunction.

11 DATED this 11 day of July 2017.

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15 RICARDO S. MARTINEZ
16 CHIEF UNITED STATES DISTRICT JUDGE
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